IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1422 OF 2005

Raja @ Rajya Bhagwan Mhatre ..Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri V.V. Purwant for the Applicant.
Shri V.B.Konde-Deshmukh, APP for Respondent -State.

CORAM : A.M.KHANWILKAR, J.
DATED : MARCH 03, 2005

PC :-

. Heard the learned counsel for the parties. Perused the record.

2. In my opinion, the applicant is entitled for bail on parity with co-accused Amol Janardhan Sawant, who has been released on bail by this court on 10th November, 2004; on the same reason that weighed with this court - the nature of offence. The accused are stated to have assaulted Babu Vaidya by fist and kick blows only. In that view of the matter, the applicant is also entitled for bail on the same conditions on which the co-accused has been released on bail. Hence, the following order.

(a) The Applicant is granted bail in connection with C.R.No. 107/2004, registered with Kalwa Police Station, on executing personal bond in the sum of Rs. 10,000/- (Rs. Ten thousand only) with one surety in the like amount.

(b) The applicant shall report to the Kalwa Police station once a week on every Monday between 10 a.m. to 1 p.m. till the conclusion of the trial.

(c) The Applicant shall extend co-operation for early disposal of the trial. If the trial court is of the opinion that he is responsible for delay in trial that fact be recorded in the Rozanama, which can be a ground for cancellation of bail.

(d) The applicant shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

3. Ordered accordingly.

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